## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GEORGE CHARLES BENJAMIN, JR., :

Civil No. 3:19-cv-0126

**Petitioner** :

: (Judge Munley)

**v.** 

:

DR. RICHARD MARSH, SUPT., et al,

:

Respondents

......

## **ORDER**

AND NOW, to wit, this 28<sup>th</sup> day of May 2019, upon consideration of the petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 (Doc. 1), and for the reasons set forth in the Court's Memorandum of the same date, it is hereby ORDERED that:

- 1. The petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 is DENIED as time-barred by the statute of limitations. See 28 U.S.C. § 2244(d).
- 2. There is no basis for the issuance of a certificate of appealability. 28 U.S.C. § 2253(c).
- 3. The Clerk of Court is directed to CLOSE this case.

**BY THE COURT:** 

s/James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court